

**SPECIAL MEETING**  
**Mayor and Council**  
**Borough of Harrington Park, New Jersey**  
**April 25, 2022**

**(PAH) Call Meeting to Order**

**Time: 7:00pm**

**Mayor's Announcement:**

In compliance with Chapter 231, Public Law 1975, adequate notice of this Special meeting was made. It is has posted on the bulletin board in the Municipal Center. Copies have been emailed to the BERGEN RECORD and SUBURBANITE and posted on the Borough website. A copy has been filed with the Borough Clerk, and copies have been provided to individuals requesting the same.

**(ALB) Roll Call:**

	PRESENT	ABSENT
NAPOLITANO(AN)	x	
EVANELLA (GE)	x	
BLACKINTON(WB)	x	
WALKER (DW)	x	
PEDERSEN (JP)	x	
CHUNG (JC)	x	

**Also present:**

**Ms. Ann H. Bistriz, Borough Clerk (ALB)**

**Mr. Kunjesh Trivedi CFO, CTC (KJT)**

**(JP) Introduction by Title Ordinance #761-Addendum A**  
**CALENDAR YEAR 2022**

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION**  
**LIMITS AND TO ESTABLISH A CAP BANK**

**Motion JP**

**Second JC**

**Discussion** AN requested clarification that this ordinance was only for the Municipal budget not the Capital budget. KJT stated correct. The Capital budget will be discussed at a later date.

**Roll Call Vote AIF**

**(PAH) Consent Agenda-Resolutions-**

**All matters listed under this section are considered to be routine by the Borough Council and will be enacted by one motion as listed below. There will not be separate discussion of these items. Should discussion be desired, that item will be removed from the Consent Agenda and will be considered separately under New or Old Business on the Agenda. PAH requested each to be approved separately.**

**Consent Approval:**

**Addendums B-E**

- (B) 2022-76 RESOLUTION OF THE BOROUGH OF HARRINGTON PARK TO ANTICIPATE MUNICIPAL COURT REVENUES IN THE 2022 CURRENT FUND BUDGET USING THE THREE-YEAR AVERAGE OF REALIZED REVENUES FROM THE PRIOR THREE YEARS Addendum B**

**Motion JR**

**Second JC**

**Discussion** GE inquired if this resolution enables to increase what is budgeted for the municipal court. KJT responded yes, there is an anticipated change in the budgeted.

**Roll Call Vote AIF**

- (C) 2022-77 Film Permit South Avenue Amendment-Addendum C**

**Motion AN**

**Second GE**

**Discussion** ALB explained the process of filing for a film permit along with the request for escrow to cover police over-time and any other unexpected incidents.

Filming will be done on a Sunday. Residents will be notified in advance with limited street parking. However, residents will be able to have access to their homes throughout the film shoot.

**Roll Call Vote AIF**

- (D) 2022-78 Payment of Claims Addendum D**

**Motion JP**

**Second DW**

**No Discussion**

**Roll Call Vote AIF**

- (E) 2022-79 Introduction to the Budget 2022-Addendum E**

**Motion JP**

**Second JC**

**Discussion** KJT explained that the average home of \$542,000 in Harrington Park will have a tax increase of \$72.00.

Budget included \$659,000 in surplus. Borough was narrowly under the CAP. Next year will be a difficult spending years with some tough decisions.

Pension, police, salary increases and garbage are the toughest areas. In addition there are several contracts up for negotiations.

PAH if Allegro will help the situation. KJT answered that this has been added into the calculations, as well as the American Cares Act.

In 2024 the last of the Suez Tax Appeal is due. This will be the most important budget.

**Roll Call Vote AIF**

**(PAH) Old Business-None**

**(PAH) New Business**

- (WB)** The EC has plans to build a community garden near the hut on Highland Field. The area will be protected by fencing and will have raised beds. 13' by 20' and will use the water from the hut.

Steve Nappi is in the loop. PAH suggested that JRD be included for anything legal.

Green Team can be awarded points for Sustainable NJ if the residents are encouraged to bring cardboard to our Recycling Center. If the material gets wet it is no longer able to be recycled. Request has been made to put a “blurb” in the Newsletter. WB will discuss with DW and Mr. Nappi.

JC added that in the past the money made from recycling materials was used to pay for the Center attendant. KJT added that the tonnage money has diminished over the past few years and the funding has changed.

The EC had over 125 people attend the Shredding Event April 18, 2022. Always well received.

**(PAH) Open the Meeting to the Public**  
**Motion GE**  
**Second JP**  
**Vote AIF**

**No Public present for discussion**

**(PAH) Close the Meeting to the Public**  
**Motion GE**  
**Second JP**  
**Vote AIF**

**(PAH) Motion for Closed Session Time: NONE**  
**Second**  
**Vote**

### **RESOLUTION**

~~**WHEREAS**, N.J.S.A. 10:4-12 permits a public body to conduct business in Closed Session during a public meeting; and~~

~~**WHEREAS**, the Mayor and Council deem it necessary to discuss certain matters in Closed Session as permitted by the aforesaid statute.~~

~~**BE IT FURTHER RESOLVED** that discussion of the aforementioned subjects may be made public at such time as disclosure of the discussion will not detrimentally affect the interest and Borough as to said discussion. \_\_\_\_\_~~

~~**Return to Open Session**~~

~~**Adjournment-Time: 7:23pm**~~

~~**Motion: GE**~~

~~**Second: JP**~~

~~**Vote: AIF**~~

**Addendum A**  
**Ordinance # 761**  
**CALENDAR YEAR 2022**  
**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS**  
**AND TO ESTABLISH A CAP BANK**  
**(N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Mayor and Council of the Borough of Harrington Park in the County of Bergen finds it advisable and necessary to increase its CY 2022 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Mayor and Council hereby determines that a 1% increase in the budget for said year, amounting to \$58,265 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the Mayor and Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Mayor and Council of the Borough of Harrington Park, in the County of Bergen a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2022 budget year, the final appropriations of the Borough of Harrington Park shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$203,927, and that the CY 2022 municipal budget for the Borough of Harrington Park be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

**Addendum B  
Resolution  
2022-76**

**RESOLUTION OF THE BOROUGH OF HARRINGTON PARK TO ANTICIPATE  
MUNICIPAL COURT REVENUES IN THE 2022 CURRENT FUND BUDGET USING  
THE THREE-YEAR AVERAGE OF REALIZED REVENUES FROM THE PRIOR  
THREE YEARS**

WHEREAS, the COVID 19 pandemic had an adverse effect on the anticipated municipal revenues in the 2021 municipal current fund budget; and

WHEREAS, Section 1 of P.L. 2020, c.74 amended N.J.S.A 40A:4-26 authorized the Director of the Division of Local Government Services (“Division”) to promulgate new standards for the anticipation of COVID-19 affected revenues in the 2022 budget, and, if necessary, in future years and

WHEREAS, for 2022, the Director authorizes the use of a three-year average for the calculation of affected revenues; and

WHEREAS, the Chief Financial Officer of the Borough of Harrington Park, certifies that the following revenues were affected in 2021 by the COVID 19 pandemic and that an amount up to the 3-year average of the amounts realized in 2019-2021 be anticipated in the introduced budget for 2022;

<u>Revenue Category</u>	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>Average</u>
Municipal Court	35,342	12,281	7,449	18,357

NOW, THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Harrington Park in the County of Bergen, State of New Jersey that the above referenced revenues be anticipated using the 3 year average as permitted by the amendments to 40A: 4-26, adopted by the P.L. 2020, c. 74.

**Addendum C  
Resolution  
2022-77**

**Permission to Film South Avenue and Vicinity**

**WHEREAS**, the Mayor and Council of the Borough of Harrington Park have determined that commercial filming is a commercial enterprise that occurs largely in commercial and residential areas in Harrington Park; and

**WHEREAS**, the Mayor and Council have determined that it is in the best interests of the Borough to regulate commercial filming within the Borough in order to maintain the natural tranquility, health, safety and welfare of the residents of the Borough of Harrington Park;

**WHEREAS**, the film company Big Fish Entertainment has requested a permit, in writing, directed to the Borough of Harrington Park, which has been reviewed by the Mayor and Council, at least 10 days prior to the date of filming at a regularly scheduled council meeting. In such notification, the film company shall advise of the filming dates, exact location, and name and contact information of the person in charge of filming, and name of insurance

carrier.

**WHEREAS**, the cost of the permit shall be \$75.00. The permit shall be valid for up to two consecutive days of filming. No filming is permitted for more than 2 days without a permit extension and no more than 2 (two) permits will be issued to any one property in any 12-month period for purposes of the filming referenced herein.

**WHEREAS**, in addition, Big Fish Entertainment shall pay of fee of \$1500 for use of the location and provide escrow with the Certified Financial Officer to cover the overtime and fees associated with the use of Police officers and equipment; and

**WHEREAS**, that Big Fish Entertainment, is granted permission to film in the roadway (outside) in the vicinity of locations of 46, 51, 52, 56 South Avenue, as well as staging in the areas of Martha Road and Columbus Avenue; and

**WHEREAS**, Outdoor filming has been approved at designated location between the hours of 8am and 8pm, Sunday, May 1, 2022; and

**WHEREAS**, the Borough Hall Parking Lot will be available to Big Fish Entertainment to Park excess vehicles.

**WHEREAS**, residents in the area will not be prohibited any accessibility (departing or entering) their property at any time during this time; and

**THEREFORE BE IT RESOLVED**, the Mayor and Council of the Borough of Harrington Park approve South Avenue location filming by Big Fish Entertainment in the Borough of Harrington Park upon payment of appropriate fees and escrows, maintaining safety measures required by the Harrington Park Police Department.

#### **Addendum D**

#### **Resolution**

**2022-78**

#### **Payment of Claims**

**WHEREAS**, claims have been submitted to the Borough of Harrington Park in the following amounts under various funds of the town:

Current Appropriations (2021)	\$	3,370.93
Current Appropriations (2022)	\$	928,912.76
General Capital Fund	\$	31,335.90
Animal Trust	\$	76.20
Miscellaneous Trust	\$	11,966.15
Affordable Housing Trust	\$	
Open Space Trust Fund	\$	7,064.00
Grants	\$	2,810.60
Escrow	\$	385.00
<b>Total</b>	<b>\$</b>	<b>985,921.54</b>

**WHEREAS**, above claims have been listed and summarized in the attached Bills List Report, and the corresponding vouchers have been reviewed and approved by the department head, Borough Council, and the Chief Financial Officer; and

**WHEREAS**, the Chief Financial Officer has determined that the funds have been properly appropriated for such purposes and are available in the Borough of Harrington Park and that the claims specified on the schedule attached hereto, following examination and approval by the

Council and Chief Financial Officer and Department Head be paid and checks issued accordingly; and

**WHEREAS**, claims have already been paid in the following amounts for the purpose specified below:

Payroll- Salaries/Wages	\$ 124,849.05
Payroll- Salaries/Wages	\$ 125,345.74
Payroll- Salaries/Wages/disability	\$
Payroll-Salaries/Wages/disability- Other Funds	\$
Local School-	\$ 1,082,275.00
Regional School –	\$ 787,244.75
Capital Fund/Health Benefits/Pensions	\$ 86,387.22
Debt Services Principle (bond)	\$
Debt Services Interest	\$
Debt Service Loan/Interest (NJEIT)	\$
<b>TOTAL</b>	<b>\$ 2,206,101.76</b>

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Harrington Park that the claims totaling **\$3,192,023.30** be approved and ratified respectively.

**Addendum E**  
**Resolution**  
**2022-79**

**Introduction of 2022 Budget**

**BE IT RESOLVED**, that the following statements of revenues and appropriations attached hereto constitute the local Budget of the Borough of Harrington Park, Bergen County, New Jersey for the year 2022.

**BE IT FURTHER RESOLVED**, that the said budget be published in The Record in the issue of May 6, 2022, and that a hearing on the Budget will be held at the Municipal Building on May 23, 2022 at 7:00 o'clock (P.M.) or as soon thereafter as the matter may be reached.